

Message Text

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15

ACTION EB-07

INFO OCT-01 EA-07 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOT-00 INR-07 NSAE-00 FAA-00 L-03 TRSE-00 OMB-01

/028 W

----- 123712

R 050940Z SEP 75

FM AMEMBASSY TOKYO

TO SECSTATE WASHDC 3076

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E.O. 11652: N/A

TAGS: EAIR, JA

SUBJ: CIVAIR: REJECTION BY JCAB OF PROPOSED AIR FARE FILINGS

REF: TOKYO 12340

1. EMBOFF WAS CALLED TO JCAB SEPTEMBER 4 TO DISCUSS AIDE MEMOIRE LEFT WITH FONOFF SEPTEMBER 2 INFORMING GOJ OF USCAB ACQUIESCENCE IN PAN AM'S LOWER TRANS-PACIFIC EXCURSION FARE AND ITS COMING INTO EFFECT ON SEPTEMBER 1.

2. JCAB OFFICIAL ASKED FOR THE LEGAL JUSTIFICATION FOR USG'S ALLOWING PAN AMERICAN TO PUT THE NEW FARE INTO EFFECT. HE STATED THAT IS WAS THE JCAB'S VIEW THAT, UNDER THE US-JAPAN AIR TRANSPORT SERVICES AGREEMENT, A CONTRACTING PARTY IS NOT TO ALLOW A PROPOSED NEW FARE TO COME INTO EFFECT QTE UNLESS BOTH THE US AND GOJ APPROVE THE FARE. UNQTE. THE GOJ HAD DISAPPROVED THE FARE: YET THE USG HAD ALLOWED ITS IMPLEMENTATION. OFFICIAL FURTHER STATED THAT JCAB HAD SAME DAY CALLED IN PAN AM REP AND QUOTE ASKED PAN AM NOT TO APPLY THE NEW FARE. UNQTE. OFFICIAL CLOSED BY AGAIN REQUESTING CLARIFICATION FROM US REGARDING USG ACTION.

3. EMBOFF AGAIN REITERATED OUR VIEW THAT NEW FARE IS LIMITED OFFICIAL USE

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REASONABLE GIVEN THOSE BEING CHARGED BY OTHER AIRLINES

FLYING THE PACIFIC. HOWEVER, EMBOFF UNABLE PROVIDE
LEGAL JUSTIFICATIONU UNDER TREATY FOR USG ACTION WHICH
GOJ OBVIOUSLY SEEKING.

4. PAN AM REP ALSO TOLD US HE HAD RECEIVED "VERBAL
WARNING" FROM JCAB NOT TO IMPLEMENT FARE BUT THAT NO
SPECIFIC ACTION AGAINT PAN AM HAD BEEN THREATENED.

5. ACTION REQUESTED: REQUEST CLARIFICATION FROM
DEPARTMENT RE LEGAL BASIS FOR OUR ACTION SO THAT THIS
MATTER MAY BE PURSUED WITH JCAB.
HODGSON

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, TEXT, AIR FARES, AIDE MEMOIRE
Control Number: n/a
Copy: SINGLE
Draft Date: 05 SEP 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: buchant0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975TOKYO12464
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750308-0789
From: TOKYO
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750977/aaaacqro.tel
Line Count: 73
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
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Previous Handling Restrictions: n/a
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Review Comment: n/a
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Review Date: 16 JUL 2003
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Margaret P. Grafeld
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06 JUL 2006

Review Media Identifier:
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Review Release Event: n/a
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Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CIVAIR: REJECTION BY JCAB OF PROPOSED AIR FARE FILINGS
TAGS: EAIR, JA, US
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006